

**HOWREY & SIMON**

301 Ravenswood Avenue  
Menlo Park, CA 94025-3453  
(650) 463-8100

550 South Hope Street, Suite 1400  
Los Angeles, CA 90071-2627  
(213) 892-1800  
(213) 892-2300 FAX

1299 Pennsylvania Avenue, N.W.  
Washington, DC 20004-2402  
(202) 783-0800  
(202) 383-6610 FAX

**FACSIMILE COVER SHEET**

Facsimile Number: (650) 463-8400

DATE: 6/1/99

TO:

NAME: Examiner David Fox

COMPANY: US PTO - Group Art 1649

CITY/STATE: Washington, D.C.

FAX NO: (703) 305-7401

FROM:

NAME: Albert P. Halluin

NUMBER OF PAGES, INCLUDING COVER: 15

TELEPHONE CONFIRMATION NUMBER: (703) 308-0280

USER ID: 5049

CHARGE NUMBER: 00801.0087

☐ ORIGINAL WILL FOLLOW VIA:☐ Regular Mail ☐ Overnight Delivery ☐ Hand Delivery ☐ Other:☒ ORIGINAL WILL NOT FOLLOW**SUPPLEMENTAL MESSAGE:**

Re: Serial No. 09/057,016 Turpen et al.

Attached is the Response to the final Office Action. Please call John Bendrick at 650-463-8145 to confirm receipt.

The information contained in this transmission is privileged and confidential. It is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

If there are any questions or problems with the transmission of this facsimile, please call (650) 463-8100.

**URGENT**received  
6/2/99

DF

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being filed with the United States Patent and Trademark Office by facsimile transmission on June 1, 1999 to facsimile number (703)305-7401.

  
John A. Bendrick

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Application of: Turpen *et al.*

Group Art Unit: 1649

Appln. Serial No.: 09/057,016

Examiner: David T. Fox

Filed: April 7, 1998

Attorney Docket No.: 08010087US01

For: **PRODUCTION OF PEPTIDES  
IN PLANTS AS VIRAL COAT  
PROTEIN FUSIONS**

**RECEIVED**

JUN 2 1999

GROUP 1800

RESPONSE

#13  
M.G.J.  
6/3/99  
(NE)  
considered  
6/5/99  
JF

received  
6/2/99  
JF

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants acknowledge receipt of the Office Action mailed April 2, 1999 (Paper No. 11), which has been carefully reviewed and studied.

Applicants submit the following Remarks, and respectfully request reconsideration of the instant Application.

Applicants do not believe any fee is due. However, the Commissioner is authorized to charge any fee required to maintain pendency of the instant Application to Howrey & Simon's Deposit Account No. 08-3038.

REMARKS

Claim 17 is pending in the instant Application. The Examiner has maintained the rejection of claim 17 under 35 U.S.C. 102(e) as allegedly anticipated by U.S. Patent No. 5,618,699 to Hamamoto et al. The Examiner first correctly states that claim 17 of the instant application, which is identical to claim 16 of the Hamamoto et al patent, is drawn to a virus